

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

UNITED STATES OF AMERICA)
)
) Case No. 1:07CR00044
)
)
v.) **FINAL ORDER**
)
JOHN ERIC MILLER,) By: James P. Jones
) United States District Judge
Defendant.)

For the reasons stated in the Opinion accompanying this Order, it is
ORDERED that the defendant's Motion to Vacate, Set Aside, or Correct Sentence
pursuant to 28 U.S.C. § 2255 (ECF No. 57) is DENIED; and the Motion for
Resentencing Pursuant to Rule 60(b)(6) (ECF No. 56) is DENIED as moot. Based
upon the court's finding that the defendant has not made the requisite showing of
denial of a substantial right, it is further **ORDERED** that a certificate of
appealability is DENIED.

ENTER: July 12, 2017

/s/ James P. Jones
United States District Judge